

Back Pay for Jackie Fisher:

Attached is the following information:

1. Spreadsheet reflecting back pay amounts based on hours worked or accruals paid
1st Payment – Amt. \$3,907.41 paid on 3/30/07 check – Time period 5/5/06 – 12/15/06
2nd Payment – Amt. \$1,635.20 paid on 5/11/07 check – Time period 12/16/06 – 3/23/07
Total back amt. was \$5,542.61.
The back pay was based on the difference of \$2.92 between her previous salary as an Nurse Manager and the pay she received between 5/6/06 and 3/23/07 as an Assistant Nurse Manager.
2. Market adjustment for nursing processing effective 3/24/07, however, Ms. Fisher was not originally included in all market adjustment since the final decision had not been made by the time we processed the market adjustments. Her salary was corrected on 4/14/07 to give her the market adjustment so her regular was correct. We owed her the difference in her pay for the market adjustment for the previous pay period effective 3/24/07 (one 1 pay period). This payment was included on the 4/27/07 paycheck for the amount of \$219.76

EXHIBIT

D-70

CA 4:08-cv- 01273

UTMB-2254

Person #	Name	Position Number	Dept. #	Combo Code	Job Code	% of Time	Eff. Date	Pay Week	Hours	Type of Hrs.	Difference in Pay Rate	Am't Due
153966	Fisher, Jacklyn	12646	163590	C16629	C1031	100	5/6/2006	5/6/06 - 5/19/06	61	FSL	2.92	178.12
									18	FHL	2.92	23.36
									11	EVA	2.92	32.12
								5/20/06 - 6/02/06	72	EVA	2.92	210.24
									8	FHL	2.92	23.36
								6/03/06 - 6/16/06	72	EVA	2.92	210.24
									8	FSL	2.92	23.36
								6/17/06 - 6/30/06	72	EVA	2.92	210.24
									8	FHL	2.92	23.36
									64	REG	2.92	186.88
								7/1/06 - 7/14/06	64	REG	2.92	186.88
									28	HOL	2.92	81.76
									8	SL	2.92	23.36
								7/15/06 - 7/28/06	79.5	REG	2.92	232.14
									AD5	VAC	2.92	1.46
								7/29/06 - 8/11/06	80	REG	2.92	233.6
								8/12/06 - 8/25/06	64	REG	2.92	186.88
									15.25	VAC	2.92	44.53
									24	OCW	3.00	72.00
								8/26/06 - 9/8/06	84	REG	2.92	244.08
									8	SL	2.92	23.36
								8/9/06 - 8/22/06	72	REG	2.92	210.24
									18	SL	2.92	52.56
								8/23/06 - 9/06/06	80	REG	2.92	233.6
								10/7/06 - 10/20/06	80	REG	2.92	233.6
								10/21/06 - 11/03/06	71	REG	2.92	207.32
									41	VAC	2.92	119.72
								11/04/06 - 11/17/06	71	REG	2.92	207.32
									75	VAC	2.92	218.4
								11/18/06 - 12/01/06	64	REG	2.92	186.88
									16	VAC	2.92	46.72
								12/02/06 - 12/15/06	74.25	REG	2.92	216.81
									5.75	VAC	2.92	16.73
								12/16/06 - 12/29/06	42.75	REG	2.92	124.83
									10.75	HOL	2.92	31.39
									24	VAC	2.92	70.08
									2.5	SL	2.92	7.30
								12/30/06 - 1/12/07	72	REG	2.92	210.24
									8	HOL	2.92	23.36
								1/13/07 - 1/26/07	52	REG	2.92	151.84
									24	HOL	2.92	70.08
									4	VAC	2.92	11.68
								1/27/07 - 2/09/07	63.5	REG	2.92	185.42

MANAGED CARE

301 University Boulevard (mailing address)
Galveston, Texas 77555-1008
Telephone: (409) 747-2600
Fax: (409) 762-0311



John S. Pemberton, SPHR
Director of Human Resources

3/9/2007

Ms. Jackie Fisher
1150 FM 2296 Road
Huntsville, TX 77340

Dear Ms. Fisher:

This letter is to notify you of UTMB's resolution of your complaint of racial discrimination and retaliation filed in April 2006. You will receive back pay from May 6, 2006 through December 15, 2006. The amount of your payment will be \$3,907.41, before taxes. This will be processed through regular payroll and should appear on your statement of earnings for 3/30/07.

Sincerely,

John S. Pemberton

cc: M. Williams
M. Gotcher
S. Rader
J. Allen
K. Shingleton

Suite 917 U.S. National Bank Building, 2201 Market Street (location)

UTMB-2257

EmpID: 153966		Name: Fisher, Jacklyn L		Regular	
Company: UTM		Pay Group: 40H		Pay Period End: 03/23/2007	
Page: 327		Line: 10		Separate Check:	
Paycheck Information		Paycheck Status: Confirmed		Paycheck Option: Advice	
Issue Date: 03/30/2007		Paycheck Number: 595692		Paycheck Totals	
Off Cycle Reprint		Adjustment Corrected		Earnings: 6,420.94	
Corrected Date:		Cashed			

Find View All		First	4	2 of 7	Last
Reason: Not Specified					
Additional Data					

Salaried		Hourly		Overtime	
Hours: 0.00	Hours: 0.00	Hours: 0.00	Hours: 0.00	Hours: 0.00	Hours: 0.00
Rate: 2.920000	Rate: 0.000000	Rate: 0.000000	Rate: 0.000000	Rate: 0.000000	Rate: 0.000000
Earnings: 0.00	Earnings: 0.00	Earnings: 0.00	Earnings: 0.00	Earnings: 0.00	Earnings: 0.00
Rate Code:	Rate Code:	Rate Code:	Rate Code:	Rate Code:	Rate Code:

Rate Used: Hourly Rate		Shift: N/A		Shift Rate:	
State: TX		Locality:		FLSA Rate:	

Other Earnings		Customize Find View All		First	4	1-5 of 6	Last
Other Earnings Details 1		Other Earnings Details 2					
Code	Description	Rate Used	Hours	Rate	Amount		
XHP	Historical Holiday	Hourly Rate	40.00	2.920000	116.80		
XNP	Historical Non-Productive Leave	Hourly Rate	8.00	2.920000	23.36		
XRG	Historical Regular	Hourly Rate	928.00	2.920000	2709.76		
XSL	Historical Sick Leave	Hourly Rate	93.00	2.920000	271.56		
XVA	Historical Vacation	Hourly Rate	210.25	2.920000	613.93		

EmpID: 153966		Name: Fisher, Jacklyn L		Regular																			
Company: UTM		Pay Group: 40H		Pay Period End: 03/23/2007																			
Page: 327		Line: 10		Separate Check:																			
<table border="1"> <tr> <td colspan="2">Paycheck Information</td> </tr> <tr> <td>Paycheck Status: Confirmed</td> <td>Paycheck Option: Advice</td> </tr> <tr> <td>Issue Date: 03/30/2007</td> <td>Paycheck Number: 595692</td> </tr> <tr> <td>Off Cycle</td> <td>Reprint</td> </tr> <tr> <td>Adjusted</td> <td>Corrected</td> </tr> <tr> <td>Cashed</td> <td></td> </tr> </table>						Paycheck Information		Paycheck Status: Confirmed	Paycheck Option: Advice	Issue Date: 03/30/2007	Paycheck Number: 595692	Off Cycle	Reprint	Adjusted	Corrected	Cashed							
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Cashed																							
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Earnings:	6,420.94																						
<table border="1"> <tr> <td colspan="2">Employment Record</td> <td colspan="2">Benefit Record</td> <td colspan="2">Additional Data</td> </tr> <tr> <td>Begin Date: 03/10/2007</td> <td>End Date: 03/23/2007</td> <td>Add Line #: 3</td> <td>Reason: Not Specified</td> <td colspan="2"></td> </tr> <tr> <td>Employment Number: 0</td> <td>Benefit Number: 0</td> <td colspan="4"></td> </tr> </table>						Employment Record		Benefit Record		Additional Data		Begin Date: 03/10/2007	End Date: 03/23/2007	Add Line #: 3	Reason: Not Specified			Employment Number: 0	Benefit Number: 0				
Employment Record		Benefit Record		Additional Data																			
Begin Date: 03/10/2007	End Date: 03/23/2007	Add Line #: 3	Reason: Not Specified																				
Employment Number: 0	Benefit Number: 0																						
<table border="1"> <tr> <td colspan="2">Hourly</td> <td colspan="2">Overtime</td> </tr> <tr> <td>Hours: 0.00</td> <td>Rate: 0.000000</td> <td>Hours: 0.00</td> <td>Rate: 0.000000</td> </tr> <tr> <td>Earnings: 0.00</td> <td>Rate Code:</td> <td>Earnings: 0.00</td> <td>Rate Code:</td> </tr> </table>						Hourly		Overtime		Hours: 0.00	Rate: 0.000000	Hours: 0.00	Rate: 0.000000	Earnings: 0.00	Rate Code:	Earnings: 0.00	Rate Code:						
Hourly		Overtime																					
Hours: 0.00	Rate: 0.000000	Hours: 0.00	Rate: 0.000000																				
Earnings: 0.00	Rate Code:	Earnings: 0.00	Rate Code:																				
Rate Used: Hourly Rate		Shift: N/A		FLSA Rate:																			
State: TX		Locality:																					
<table border="1"> <tr> <td colspan="2">Other Earnings</td> </tr> <tr> <td>Other Earnings Details 1</td> <td>Other Earnings Details 2</td> </tr> <tr> <td>Code</td> <td>Description</td> </tr> <tr> <td>XCC</td> <td>Historical On Call Weekly</td> </tr> <tr> <td>Hours</td> <td>Rate</td> </tr> <tr> <td>40.00</td> <td>2.500000</td> </tr> <tr> <td>Earnings</td> <td>Amount</td> </tr> <tr> <td>100.00</td> <td>100.00</td> </tr> </table>						Other Earnings		Other Earnings Details 1	Other Earnings Details 2	Code	Description	XCC	Historical On Call Weekly	Hours	Rate	40.00	2.500000	Earnings	Amount	100.00	100.00		
Other Earnings																							
Other Earnings Details 1	Other Earnings Details 2																						
Code	Description																						
XCC	Historical On Call Weekly																						
Hours	Rate																						
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Special Accumulators																							
Code	Description																						
RET	Retirement																						
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1423.25	6,420.94																						
Emp Rcd #	Emp Rcd #																						
0	0																						

EmpID: 153966		Name: Fisher, Jacklyn L		Regular	
Company: UTM		Pay Group: 40H		Pay Period End: 03/23/2007	
Page: 327		Line: 10		Separate Check:	
Paycheck Information					
Paycheck Status: Confirmed		Paycheck Option: Advice			
Issue Date: 03/30/2007		Paycheck Number: 595692			
Off Cycle		Reprint		Adjustment	
Corrected Date:		Corrected		Cashed	
Paycheck Totals					
Earnings:					6,420.94

Find View All		First 4 4 of 7 Last	
Reason: Not Specified			
Additional Data			
Employment Record			
Number:	0	Benefit Record	0
Number:			
Additional Data			
Other Earnings			
Begin Date: 03/10/2007 End Date: 03/23/2007 Add Line #: 4			
Rate Used: Hourly Rate Shift: N/A Shift Rate:			
State: TX Locality:			
FLSA Rate:			
Other Earnings Details 1			
Other Earnings Details 2			
Code Description Rate Used Hours Rate Amount			
XOW: Historical On-Call Weekend			
Hourly Rate 24.00 3,000,000 6,420.94			
Special Accumulators			
Code Description Hours Earnings Empl Rcd #			
RET Retirement 1423.25 6,420.94 0			
WCI Workers Compensation Insurance 1423.25 6,420.94 0			

PayCheck Earnings

EmpID: 153966

Name: Fisher, Jacklyn L

Regular

Company: UTM

Pay Group: 40H

Pay Period End: 05/04/2007

Page: 329

Line: 9

Separate Check:

Paycheck Information

Paycheck Status: Confirmed

Paycheck Option: Advice

Issue Date: 05/11/2007

Paycheck Number: 626631

Off Cycle

Reprint

Adjustment

Corrected

Cashed

Corrected Date:

Paycheck Totals

Earnings: 4,661.96

Earnings

Begin Date: 04/21/2007

End Date: 05/04/2007

Add Line #: 3

Reason: Not Specified

Employment Record Number: 0

Benefit Record Number: 0

Find | View All

First 4

Last 3 of 3

Additional Data

Salaried

Hours: 0.00

Rate: 2.920000

Earnings: 0.00

Rate Code:

Hourly

Hours: 0.00

Rate: 0.000000

Earnings: 0.00

Rate Code:

Overtime

Hours: 0.00

Rate: 0.000000

Earnings: 0.00

Rate Code:

Rate Used: Hourly Rate

Shift: N/A

Shift Rate:

FLSA Rate:

State: TX

Locality:

Other Earnings

Other Earnings Details 1

Other Earnings Details 2

Code

Description

Rate Used

Hours

Rate

Amount

XHL

Historical Holiday

Hourly Rate

64.00

2.920000

186.88

XRG

Historical Regular

Hourly Rate

374.25

2.920000

1,092.81

XSL

Historical Sick Leave

Hourly Rate

48.00

2.920000

139.16

XVA

Historical Vacation

Hourly Rate

73.75

2.920000

215.35

Special Accumulators

Customize | Find | View All

First 1-2 of 2

Last

Paycheck Data

Paycheck Earnings | Paycheck Taxes | Paycheck Deductions

EmpID: 153966 Name: Fisher,Jacklyn L
 Company: UTM Pay Group: 40H Pay Period End: 04/20/2007 Page: 328 Line: 9 Separate Check:


Paycheck Information	
Paycheck Status: Confirmed	Paycheck Option: Advice
Issue Date: 04/27/2007	Paycheck Number: 614656
Off Cycle	Reprint
Adjustment	Corrected
Cashed	

Paycheck Totals	
Earnings:	3,186.52
Taxes:	700.06
Deductions:	209.34
Net Pay:	2,277.12

Additional Data

Find View All First 1 2 of 3 Last	
Begin Date: 03/24/2007 End Date: 04/06/2007 Addl Line #: 2 Reason: Not Specified	
Employment Record Number: 0	Benefit Record Number: 0

Rate Used: Hourly Rate	Shift: N/A	Shift Rate:
State: TX	Locality:	

Other Earnings				
Other Earnings Details 1 Other Earnings Details 2 				
Code Description	Rate Used Hours Rate Amount			
RNP Retro NonProductive Leave	Hourly Rate			
RRP Retro Regular Pay	Hourly Rate			
			\$ 219.76	23.95
				175.81

Special Accumulators	
Code Description	Hours Earnings Empl Rcd #
RET Retirement	80.00 3,186.52 0
WCI Workers Compensation Insurance	80.00 3,186.52 0